The City Council of the City of Mattoon held a regular meeting in the Council Chambers at City Hall on September 2, 2008 at 7:03 p.m. after the 6:30 p.m. caucus session, where the Council discussed pending agenda items; South Side Drainage Project update; Progress Square barrier replacement; sewer extension project and easement for 2417 Lake Land Blvd; USDA RBEG grant update; Miller property bid; and Lake Paradise pavilion area update.

Mayor Cline presiding.

Mayor Cline led the Pledge of Allegiance.

Canaral Fund

The following members of the Council answered roll call physically present: YEA Commissioner Randy Ervin, YEA Commissioner Rick Hall, YEA Commissioner Joe McKenzie, YEA Commissioner David Schilling, YEA Mayor David Cline.

Also physically present were City personnel: City Administrator Alan Gilmore, City Attorney & Treasurer J. Preston Owen, Public Works Director David Wortman, Community Development Coordinator Kyle Gill, Deputy Police Chief Adam Weinstock, Assistant Fire Chief Andy Adair, Tourism Director Angelia Burgett, and City Clerk Susan J. O'Brien.

Mayor Cline seconded by Commissioner Schilling moved to approve the consent agenda consisting of minutes of the regular meeting August 19, 2008; minutes of I-57 East Business District Public Hearings held on August 25 & August 26, 2008; Police report for the month of July, 2008; payroll and bills for the last half of August, 2008.

Bills and payroll for the last half of August, 2008

	General Fund			
Payroll			\$	260,657.22
Bills			\$	181,457.76
		Total	\$	442,114.98
	Hotel Tax Fund			
Payroll			\$	2,225.96
Bills			\$	3,686.61
		Total	\$	5,912.57
	Festival Management			
Bills			\$	598.70
		Total	\$	598.70
Dillo	Insurance & Tort Judgment		ф	46 442 00
Bills		Takal	\$	46,443.00
	Midtown TIF Fund	Total	\$	46,433.00
Bills	<u>Midtowii i i i diid</u>		\$	1,750.00
20		Total	\$	1,750.00
	Capital Project Fund	. ota.	Ψ	1,1 00.00
Bills			\$	1,100.00
		Total	\$	1,100.00
	I-57 East TIF District			
Bills			\$	576.68
		Total	\$	576.68
.	Water Fund		•	00.440.07
Payroll Bills			\$	30,140.07
DIIIS		Takal	\$	47,660.01
	Sewer Fund	Total	\$	77,800.08
Payroll	<u>Sewel i uliu</u>		\$	35,400.33
Bills				•
SIIIO		Total	\$	95,189.64
		Total	\$	130,589.97

Cemetery Fund

Payroll Bills			\$ \$	5,328.31 383.96
Dillo			\$	5,712.27
		Total		
	Motor Fuel Fund			
Bills			\$	12,737.90
		Total	\$	12,737.90
	Revolving Loan Fund			
Bills			_\$	92.58
		Total	\$	92.58
	Health Insurance			
Bills			\$	152,189.36
		Total	\$	152,189.36

Mayor Cline declared the motion to approve the consent agenda carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

Mayor Cline opened the floor for public discussion. There was no public discussion.

Mayor Cline seconded by Commissioner Hall moved to adopt Ordinance 2008-5259, establishing and designating the I-57 East Business District and approving the I-57 East Business District Plan within the City of Mattoon, Illinois.

CITY OF MATTOON, ILLINOIS ORDINANCE NO. 2008-5259

AN ORDINANCE ESTABLISHING AND DESIGNATING THE I-57 EAST BUSINESS DISTRICT AND APPROVING THE I-57 EAST BUSINESS DISTRICT PLAN WITHIN THE CITY OF MATTOON, ILLINOIS

WHEREAS, the City of Mattoon, Coles County, Illinois (the "Municipality"), is authorized under and pursuant to Division 74.3 (Business District Development and Redevelopment) of Article 11 (Public Health, Safety and Welfare) of the Illinois Municipal Code, Section 5/11-74.3-1 *et seq.* of Chapter 65 of the Illinois Compiled Statutes (as supplemented and amended, the "Business District Act") to establish a business district to be named the "I-57 East Business District" (the "Business District") and adopt and approve the related "I-57 East Business District Plan" (the "Business District Plan"); and

WHEREAS, the Municipality is interested in assisting in the financing of certain public and private improvements, infrastructure and facilities (i.e., (i) public works or improvements; (ii) property assembly and site preparation; (iii) public facilities; (iv) planning, design and engineering; (v) general administrative costs and (vi) other related facilities, improvements and costs, constituting, collectively, the "Business District Project Costs") within the Business District; and

WHEREAS, the Business District is compact and contiguous and is totally within the corporate limits of the Municipality, and it is in the public interest to establish the Business District as a business district under the Act for the purposes herein set forth; and

WHEREAS, on August 15, 2008, notice of public hearings to consider the establishment of the I-57 East Business District and adoption of the I-57 East Business District Plan (the "**Public Hearings**") was published in the Mattoon Journal Gazette; and

WHEREAS, the Municipality on August 15, 2008, mailed notice of the public hearings to the person or persons in whose name the general taxes for the last preceding year were paid ("**Taxpayers**") on each lot, block, tract or parcel of land lying within the proposed Business District; and

WHEREAS, the Municipality conducted the Public Hearings on August 25 and August 26, 2008.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. The Municipality hereby designates the real estate described in the attached Exhibit A, "Boundary Description of I-57

East Business District", within the City of Mattoon, Coles County, Illinois as a business district under the Business District Act (65 ILCS 5/11-74.3-1 *et seq.*, as supplemented and amended), and as the Business District hereunder.

Section 2. Under the Business District Act, the Municipality hereby adopts and approves the I-57 East Business District Plan for the I-57 East Business District.

<u>Section 3.</u> The I-57 East Business District Plan shall be in the form presented to the Municipality's corporate authorities at the time this ordinance is adopted. The I-57 East Business District Plan as so adopted and approved shall be on file with the City Clerk's records with this ordinance (but any failure to so file it shall not abrogate, diminish or impair its effect).

<u>Section 4.</u> Obligations payable from and/or secured by revenues derived from the Business District may be issued for financing Business District Project Costs.

Section 5. The City Clerk shall file a certified copy of this ordinance with the County Clerk of Coles County, Illinois.

Section 6. The Mayor, the City Clerk, the City Treasurer, the City Attorney and other officials, consultants, employees and attorneys of the Municipality are hereby authorized and directed on behalf of the Municipality to do such things as may be necessary or desirable to carry out the transactions contemplated by and to give full effect to this ordinance without further act or deed on the part of the Municipality's corporate authorities.

<u>Section 7.</u> If any portion of this ordinance shall be held invalid or unenforceable by any court of competent jurisdiction, such invalidity or unenforceability shall not affect the remaining portions of this resolution.

<u>Section 8.</u> Pursuant to Section 1-2-4 of the Illinois Municipal Code, this ordinance shall be in full force and effect immediately upon its passage and approval.

Upon motion by Mayor Cline seconded by Commissioner Hall adopted this 2nd day of September, 2008 by roll call vote, as follows:

AYES (names): Commissioner Ervin, Commissioner Hall,

Commissioner McKenzie, Commissioner Schilling,

Mayor Cline

NAYS (Names): None
ASBSENT (Names): None

Approved this 2nd day of September, 2008.

(SEAL)

/s/David W. Cline

David W. Cline

Mayor, City of Mattoon, Coles County, Illinois

Attest:

/s/ Susan J. O'Brien
Susan J. O'Brien
City Clerk, City of Mattoon
Coles County, Illinois

Recorded in the Municipality's Records on September 3, 2008.

Mayor Cline opened the floor for questions or comments. No questions or comments.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

Mayor Cline seconded by Commissioner Schilling moved to adopt Ordinance 2008-5260, adopting a Municipal Retailers' Occupation Business District Tax, Business District Service Occupation Tax, and Business District Hotel Operators' Occupation Tax within the I-57 East Business District of the City of Mattoon, Illinois.

CITY OF MATTOON, ILLINOIS

ORDINANCE NO. 2008-5260

AN ORDINANCE ADOPTING A MUNICIPAL RETAILERS' OCCUPATION BUSINESS DISTRICT TAX, BUSINESS DISTRICT SERVICE OCCUPATION TAX AND BUSINESS DISTRICT HOTEL OPERATORS' OCCUPATION TAX

WHEREAS, the City of Mattoon passed Ordinance No. 2008-5259 adopting the I-57 East Business District Plan.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. Effective January 1, 2009, a tax is hereby imposed upon all persons engaged in the business of selling tangible personal property, other than an item of tangible personal property titled or registered with an agency of this state's government, at retail within the boundaries of the I-57 East Business District at the rate of one percent (1.0%) of the gross receipts from such sales made in the course of such business while this ordinance is in effect; and a tax is hereby imposed upon all persons engaged within the boundaries of the I-57 East Business District in the business of making sales of service, at the rate of one percent (1.0%) of the selling price of all tangible personal property transferred by such serviceman as an incident to a sale of service; and a tax is hereby imposed upon all persons engaged within the boundaries of the I-57 East Business District in the renting, leasing, or letting of hotel rooms at the rate of one percent (1.0%) of the gross rental receipts from such sales made in the course of renting, leasing, or letting hotel rooms while this ordinance is in effect. This "Business District Retailers' Occupation Tax" and this "Business District Service Occupation Tax" shall not be applicable to the sales of food for human consumption which is to be consumed off the premises where it is sold (other than alcoholic beverages, soft drinks and food that has been prepared for immediate consumption) and prescription and non-prescription medicines, drugs, medical appliances, modifications to a motor vehicle for the purpose of rendering it usable by a disabled person, and insulin, urine testing materials, syringes and needles used by diabetics. This "Business District Hotel Operators' Occupation Tax" shall not be applicable to gross rental receipts from the proceeds of renting, leasing, or letting to permanent residents of a hotel, as defined in the Hotel Operators' Occupation Tax Act, and proceeds from the tax imposed under subsection (c) of Section 13 of the Metropolitan Pier and Exposition Authority Act.

The imposition of these Business District Taxes is in accordance with the provisions of subsections (b), (c) and (d), respectively, of Section 11-74.3-6 of the Illinois Municipal Code (65 ILCS 5/11-74.3-6). The City Council shall adopt an ordinance to discontinue these Business District Taxes such that said taxes shall not be imposed for more than 23 years, in accordance with Illinois Law, within the time frame necessary to duly notify the Illinois Department of Revenue (not less than 3 months but no more than 8 months prior to discontinuation).

Section 2. The taxes hereby imposed, and all civil penalties that may be assessed as an incident thereto shall be collected administered, and enforced in accordance with 65 ILCS 5/11-74.3-6. In accordance with 65 ILCS 5/11-74.3-6 the City of Mattoon shall administer, collect and enforce the Business District Hotel Operators' Occupation Tax.

Section 3. The Municipal Clerk is hereby directed to file a certified copy of this ordinance with the Illinois Department of Revenue.

Upon its passage and approval, this ordinance shall be in full force and affect ten (10) days after its publication and pamphlet form is required by law.

Upon motion by Mayor Cline, seconded by Commissioner Schilling, adopted this 2nd day of September, 2008 by roll call vote, as follows:

AYES (names): Commissioner Ervin, Commissioner Hall

Commissioner McKenzie, Commissioner Schilling,

Mayor Cline

NAYS (Names): None

ABSENT (Names): <u>None</u>

Approved this 2nd day of September, 2008.

(SEAL)

/s/ David W. Cline

David W. Cline

Mayor, City of Mattoon, Coles County, Illinois

Attest:

/s/ Susan J. O'Brien Susan J. O'Brien

City Clerk, City of Mattoon Coles County, Illinois

Recorded in the Municipality's Records on September 3, 2008.

Mayor Cline opened the floor for questions or comments. No questions or comments.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

Commissioner Ervin seconded by Commissioner McKenzie moved to adopt Resolution 2008-2752, giving notice to the IDOT of the Veterans Day parade to be sponsored by the City of Mattoon.

CITY OF MATTOON, ILLINOIS RESOLUTION NO. 2008-2752

WHEREAS, the City of Mattoon is sponsoring a Parade in the City of Mattoon which event constitutes a public purpose;

WHEREAS, this **Parade** will require the temporary closure of **US 45** / **IL 121**, a State Highway in the **City of Mattoon** from **Western Avenue to Broadway Avenue**;

WHEREAS, Section 4-408 of the Illinois Highway Code Authorizes the Illinois Department of Transportation to issue permits to local authorities to temporarily close portions of State Highways for such public purposes.

NOW, THEREFORE, BE IT RESOLVED by the **Council** of the **City of Mattoon** that permission to close off **US 45 / IL 121** from **Western Avenue to Broadway Avenue** as above designated, be requested of the Illinois Department of Transportation.

BE IT FURTHER RESOLVED that this closure shall occur during the approximate time period between **10:00 AM** and **11:00 AM** on **November 11, 2008**.

BE IT FURTHER RESOLVED that this closure is for the public purpose of the **Veterans Day Parade**.

BE IT FURTHER RESOLVED that traffic from the closed portion of highway shall be detoured over routes with an all weather surface that can accept the anticipated traffic, which will be maintained to the satisfaction of the Department and which is conspicuously marked for the benefit of traffic diverted from the State Highway. (The parking of vehicles shall be prohibited on the detour route to allow an uninterrupted flow of two-way traffic.)* The detour shall be as follows: The parade will only be crossing the State route at an angle from Western Avenue to Broadway Avenue; therefore, a detour will not be necessary due to the ability to open the road to traffic as required.

*To be used when appropriate.

BE IT FURTHER RESOLVED that the **City of Mattoon** assumes full responsibility for the direction, protection and regulation of the traffic during the time the detour is in effect.

BE IT FURTHER RESOLVED that the police officers or authorized flaggers shall at the expense of the **City of Mattoon** be positioned at each end of the closed section and at other points (such as intersections) as may be necessary to assist in directing traffic through the detour.

BE IT FURTHER RESOLVED that police officers, flaggers and officials shall permit emergency vehicles in emergency situations to pass through the closed area as swiftly as is safe for all concerned.

BE IT FURTHER RESOLVED that all debris shall be removed by the City of Mattoon prior to reopening the State Highway.

BE IT FURTHER RESOLVED that such signs, flags, barricades, etc., shall be used by the **City of Mattoon** as may be approved by the Illinois Department of Transportation. These items shall be provided by the **City of Mattoon**.

BE IT FURTHER RESOLVED that the closure and the detour shall be marked according to the Illinois Manual on Uniform Traffic Control Devices.

BE IT FURTHER RESOLVED that an occasional break shall be made in the procession so that traffic may pass through. In any event, adequate provisions will be made for the traffic on intersecting highways pursuant to conditions noted above. (Note: This paragraph is applicable when the Resolution pertains to a Parade or when a detour is required)

BE IT FURTHER RESOLVED that the **City of Mattoon** hereby agrees to assume all liabilities and pay all claims for any damage which shall be occasioned by the closing described above.

BE IT FURTHER RESOLVED that the **City of Mattoon** shall provide a comprehensive general liability insurance policy or an additional endorsement in the amount of \$100,000 per person and \$500,000 on aggregate which as the Illinois Department of Transportation and its officials, employees and agents as insured's and which protects them from all claims arising from the requested road closing.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Illinois Department of Transportation so serve as a formal request for the permission sought in this resolution and to operate as part of the conditions of said permission.

ADOPTED this 2nd day of September, 2008. A.D. APPROVED this 2nd day of September, 2008 A.D.

/s/ David W. Cline MAYOR

ATTEST:

/s/ Susan J. O'Brien MUNICIPAL CLERK

Mayor Cline opened the floor for questions or comments. No questions or comments.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

Commissioner Ervin seconded by Commissioner Hall moved to adopt Resolution 2008-2753, giving notice to the IDOT of the Christmas parade to be sponsored by the City of Mattoon.

CITY OF MATTOON, ILLINOIS RESOLUTION NO. 2008-2753

WHEREAS, the City of Mattoon is sponsoring a Parade in the City of Mattoon which event constitutes a public purpose;

WHEREAS, this **Parade** will require the temporary closure of **US 45 / IL 121**, a State Highway in the **City of Mattoon** from **Western Avenue to Broadway Avenue**;

WHEREAS, Section 4-408 of the Illinois Highway Code Authorizes the Illinois Department of Transportation to issue permits to local authorities to temporarily close portions of State Highways for such public purposes.

NOW, THEREFORE, BE IT RESOLVED by the **Council** of the **City of Mattoon** that permission to close off **US 45 / IL 121** from **Western Avenue to Broadway Avenue** as above designated, be requested of the Illinois Department of Transportation.

BE IT FURTHER RESOLVED that this closure shall occur during the approximate time period between 10:00 AM and 11:00 AM on November 29, 2008.

BE IT FURTHER RESOLVED that this closure is for the public purpose of the **Christmas Parade**.

BE IT FURTHER RESOLVED that traffic from the closed portion of highway shall be detoured over routes with an all weather surface that can accept the anticipated traffic, which will be maintained to the satisfaction of the Department and which is conspicuously marked for the benefit of traffic diverted from the State Highway. (The parking of vehicles shall be prohibited on the detour route to allow an uninterrupted flow of two-way traffic.)* The detour shall be as follows: The parade will only be crossing the State route at an angle from Western Avenue to Broadway Avenue; therefore, a detour will not be necessary due to the ability to open the road to traffic as required.

*To be used when appropriate.

BE IT FURTHER RESOLVED that the **City of Mattoon** assumes full responsibility for the direction, protection and regulation of the traffic during the time the detour is in effect.

BE IT FURTHER RESOLVED that the police officers or authorized flaggers shall at the expense of the **City of Mattoon** be positioned at each end of the closed section and at other points (such as intersections) as may be necessary to assist in directing traffic through the detour.

BE IT FURTHER RESOLVED that police officers, flaggers and officials shall permit emergency vehicles in emergency situations to pass through the closed area as swiftly as is safe for all concerned.

BE IT FURTHER RESOLVED that all debris shall be removed by the City of Mattoon prior to reopening the State Highway.

BE IT FURTHER RESOLVED that such signs, flags, barricades, etc., shall be used by the **City of Mattoon** as may be approved by the Illinois Department of Transportation. These items shall be provided by the **City of Mattoon**.

BE IT FURTHER RESOLVED that the closure and the detour shall be marked according to the Illinois Manual on Uniform Traffic Control Devices.

BE IT FURTHER RESOLVED that an occasional break shall be made in the procession so that traffic may pass through. In any event, adequate provisions will be made for the traffic on intersecting highways pursuant to conditions noted above. (Note: This paragraph is applicable when the Resolution pertains to a Parade or when a detour is required)

BE IT FURTHER RESOLVED that the **City of Mattoon** hereby agrees to assume all liabilities and pay all claims for any damage which shall be occasioned by the closing described above.

BE IT FURTHER RESOLVED that the **City of Mattoon** shall provide a comprehensive general liability insurance policy or an additional endorsement in the amount of \$100,000 per person and \$500,000 on aggregate which as the Illinois Department of Transportation and its officials, employees and agents as insured's and which protects them from all claims arising from the requested road closing.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Illinois Department of Transportation so serve as a formal request for the permission sought in this resolution and to operate as part of the conditions of said permission.

ADOPTED this 2nd day of September, 2008. A.D. APPROVED this 2nd day of September, 2008 A.D.

/s/ David W. Cline MAYOR

ATTEST:

/s/ Susan J. O'Brien MUNICIPAL CLERK

Mayor Cline opened the floor for questions or comments. Mr. Herb Meeker of the Mattoon Journal Gazette inquired as to an alternate date for the parades with Tourism Director Burgett responding negatively due to IDOT notification.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

Commissioner Hall seconded by Commissioner McKenzie moved to adopt Special Ordinance 2008-1293, annexing 81.808 acres of land owned by the City of Mattoon, formerly the PKS property for the South Side Drainage Project.

CITY OF MATTOON, ILLINOIS SPECIAL ORDINANCE NO. 2008 - 1293

AN ORDINANCE ANNEXING 81.808 ACRES OF LAND OWNED BY THE CITY OF MATTOON

WHEREAS, the City is the owner of the real estate described in Exhibit "A" which is incorporated herein and made a part of this Ordinance by this reference; and,

WHEREAS, the Illinois Statutes, at 65 ILCS 5/7-1-9, provide for the City to annex property it owns by Ordinance; and,

WHEREAS, the City Council believes it to be in the best interest of the City if the property is duly annexed to the City of Mattoon.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, A MUNICIPAL CORPORATION, as follows:

Section 1. The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance

Section 2. The real estate described in Exhibit "A" is hereby annexed into the City of Mattoon, Illinois.

Section 3. The City Clerk is directed to record this Ordinance in the office of the Coles County Recorder and file this Ordinance with the office of the Coles County Clerk.

Section 4. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Upon motion by <u>Commissioner Hall</u>, seconded by <u>Commissioner McKenzie</u> adopted this <u>2nd</u> day of <u>September</u>, 2008, by a roll call vote, as follows:

AYES (Names): Commissioner Ervin, Commissioner Hall,

Commissioner McKenzie, Commissioner Schilling,

Mayor Cline

NAYS (Names): None
ABSENT (Names): None

Approved this 2nd day of September, 2008.

/s/ David W. Cline
David W. Cline, Mayor

City of Mattoon, Coles County, Illinois

ATTEST: APPROVED AS TO FORM:

/s/ Susan J. O'Brien/s/ J. Preston OwenSusan J. O'BrienJ. Preston Owen

City Clerk City Attorney & Treasurer

Recorded in the Municipality's Records on September 3, 2008.

Mayor Cline opened the floor for questions or comments. No questions or comments.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

Commissioner Hall seconded by Commissioner Schilling moved to adopt Special Ordinance 2008-1294, annexing 31.682 acres of land owned by the City of Mattoon, formerly the Matheny property for the South Side Drainage Project.

CITY OF MATTOON, ILLINOIS SPECIAL ORDINANCE NO. 2008 - 1294

AN ORDINANCE ANNEXING 31.682 ACRES OF LAND OWNED BY THE CITY OF MATTOON

WHEREAS, the City is the owner of the real estate described in Exhibit "A" which is incorporated herein and made a part of this Ordinance by this reference; and,

WHEREAS, the Illinois Statutes, at 65 ILCS 5/7-1-9, provide for the City to annex property it owns by Ordinance; and,

WHEREAS, the City Council believes it to be in the best interest of the City if the property is duly annexed to the City of Mattoon.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY,

A MUNICIPAL CORPORATION, as follows:

- **Section 1.** The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.
- Section 2. The real estate described in Exhibit "A" is hereby annexed into the City of Mattoon, Illinois.
- **Section 3.** The City Clerk is directed to record this Ordinance in the office of the Coles County Recorder and file this Ordinance with the office of the Coles County Clerk.

Section 4. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Upon motion by <u>Commissioner Hall</u>, seconded by <u>Commissioner Schilling</u> adopted this <u>2nd</u> day of <u>September</u>, 2008, by a roll call vote, as follows:

AYES (Names): Commissioner Ervin, Commissioner Hall,

Commissioner McKenzie, Commissioner Schilling,

Mayor Cline

NAYS (Names): <u>None</u> ABSENT (Names): None

Approved this 2nd day of September, 2008.

/s/ David W. Cline
David W. Cline, Mayor

City of Mattoon, Coles County, Illinois

ATTEST: APPROVED AS TO FORM:

/s/ Susan J. O'Brien/s/ J. Preston OwenSusan J. O'BrienJ. Preston Owen

City Clerk City Attorney & Treasurer

Recorded in the Municipality's Records on September 3, 2008.

Mayor Cline opened the floor for questions or comments. No questions or comments.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

Commissioner Schilling seconded by Commissioner Ervin moved to approve Council Decision Request 2008-902, approving, and authorizing the Mayor to accept a proposal from Speer Financial, Inc. for financial advisory services in connection with 2008 consolidated bond issue.

Mayor Cline opened the floor for questions or comments. No questions or comments.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

Mayor Cline seconded by Commissioner Hall moved to approve Council Decision Request 2008-903, accepting the bid from Peters Buildings, Inc. of Toledo, Illinois for the additions to the Police Pistol Range in the amount of \$61,319.20 with funds from Omega.

Mayor Cline opened the floor for questions or comments. No questions or comments.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

Mayor Cline seconded by Commissioner Hall moved to adopt Resolution 2008-2754, approving a letter of engagement with Mesirow as broker of general liability, property, casualty, and workers compensation insurance, and authorizing the Mayor to sign the engagement letter.

CITY OF MATTOON, ILLINOIS RESOLUTION 2008-2754

A RESOLUTION APPROVING A LETTER OF ENGAGEMENT FOR INSURANCE BROKERAGE SERVICES PROVIDED BY MESIROW INSURANCE SERVICES, INC. TO PROVIDE INSURANCE BROKERAGE SERVICES AND AUTHORIZING THE MAYOR TO EXECUTE THE ENGAGEMENT LETTER

WHEREAS, the City of Mattoon finds that there is a spirit of mutual cooperation between the City and Mesirow Insurance Services, Inc. and,

WHEREAS, the City of Mattoon's Risk Management Staff Members have experienced a high level of cooperation, integrity, and professionalism with the management personnel of Mesirow Insurance Services, Inc. in coordinating the City's insurance needs, and

WHEREAS, the result of this business relationship has yielded an unanimous indication from the City Risk Management Staff members of their desire to enter into a Professional Services Agreement based upon the criteria and standards of the City's 2005 Request for Proposals to select an Insurance Broker, and

WHEREAS, Mesirow Insurance Services Inc, has proposed a scope of services and an annual service fee comparable and satisfactory in the opinion of the City's Risk Management Staff Members, and recommend the firm of Mesirow Insurance Services, Inc. to represent the City of Mattoon in matters pertaining to insurance brokerage, and

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES

COUNTY, ILLINOIS, the Mayor is hereby authorized to engage the services of the firm of Mesirow Insurance Services, Inc. to represent and counsel the City in matters pertaining to insurance brokerage, and furthermore the Mayor shall execute the attached engagement letter and other documents as needed to move forward with this endeavor.

Upon motion by Mayor Cline, seconded by Commissioner Hall, adopted this 2nd day of September, 2008, by a roll call vote, as follows:

AYES (Names): <u>Commissioner Ervin, Commissioner Hall,</u>

Commissioner McKenzie, Commissioner Schilling,

Mayor Cline

NAYS (Names): None
ABSENT (Names): None

Approved this 2nd day of September, 2008.

/s/ David W.

<u>Cline</u> David W.

Cline, Mayor

City of Mattoon, Coles County, Illinois

ATTEST: APPROVED AS TO FORM:

/s/ Susan J. O'Brien /s/ J. Preston Owen

Susan J. O'Brien, City Clerk J. Preston Owen, City Attorney

Recorded in the Municipality's Records on September 3, 2008.

Mayor Cline opened the floor for questions or comments. No questions or comments.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

Commissioner McKenzie seconded by Commissioner Ervin moved to approve Council Decision Request 2008-904, approving bid specifications for Public Works International Chassis, and authorizing the advertising of bids.

Mayor Cline opened the floor for questions or comments. No questions or comments.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

Commissioner Hall seconded by Commissioner McKenzie moved to adjourned at 7:10 p.m.

Mayor Cline opened the floor for questions or comments. No questions or comments.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

/s/ Susan J. O'Brien City Clerk